

**SUMMARY
STATE ELECTION BOARD
MEETING AND HEARINGS
State Capitol Building
Room 341
Atlanta, GA 30334
Wednesday, August 21, 2019 – 9:00 a.m.**

As required by O.C.G.A. § 50-14-1(e)(2)(A), the following is a summary of the subjects acted on and the board members present at the meeting.

Chairman Brad Raffensperger called the State Election Board (“Board”) meeting to order at approximately 9:02 a.m. A quorum was established for each Board action with the following Board members in attendance: Chairman Brad Raffensperger, Vice Chair Rebecca Sullivan, Anh Le, and David Worley.

Approval of Minutes

The Board voted to approve the minutes of the State Election Board meeting and hearings held on April 17, 2019.

Investigations Report

A. Consent Cases

1. SEB Case No. 2015-102 City of Davisboro - (Washington County)

After presentation and discussion of the investigative findings, the Board voted to refer the case back for additional investigation.

2. SEB Case No. 2018-013 Fulton County - (House District 51 Candidacy)

After presentation and discussion of the investigative findings, the Board voted to dismiss the case.

3. SEB Case No. 2016-135 Lee County - (Suspicious Voter Registration)

After presentation and discussion of the investigative findings, the Board voted to refer the case back for additional investigation.

4. SEB Case No. 2016-165 Chatham County - (BOE Member Conduct)

After presentation and discussion of the investigative findings, the Board voted to dismiss the case.

5. SEB Case No. 2018-071 DeKalb County - (Voter Intimidation)

After presentation and discussion of the investigative findings, the Board voted to refer the case back for addition investigation.

6. SEB Case No. 2019-003 Walton County - (Conduct of Voters)

After presentation and discussion of the investigative findings, the Board voted to dismiss

the case.

7. Consent Cases Dismissed. The Board voted to dismiss the following consent cases:

2015-080	2017-067
2017-016	2018-075
2017-054	2019-007

B. Letter Cases

As recommended in the respective investigations reports, the Board voted to issue a Letter of Instruction to the respondents in the following letter cases: SEB Case No. 2015-090, SEB Case No. 2016-045, SEB Case No. 2016-068, SEB Case No. 2016-087, SEB Case No. 2016-156, SEB Case No. 2017- 057 and SEB Case No. 2017-065. The remaining letter cases were further discussed and acted on as follows:

1. SEB Case No. 2016-017 City of Adrian (Emanuel County) Polling Place

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

2. SEB Case No. 2016-035 Cherokee County – (Ballot Formatting)

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s Office.

3. SEB Case No. 2016-038 Fulton County – (Ballot Formatting)

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

4. SEB Case No. 2018-024 Paulding County (Poll Location Access)

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction to the respondents.

5. SEB Case No. 2016-042 DeKalb County – (Ballot Formatting)

No action was taken. Investigator Watson stated that the case would be continued.

C. New Cases

1. SEB Case No. 2013-046 City of Gordon

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s Office.

2. SEB Case No. 2013-052 City of Atlanta – (Fulton Co.)

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s Office with regard to complaints 1, 3, 5, 6, 7, 11, and 12 and to issue a Letter of Instruction to the respondents with regard to complaints 2, 4, 8, 9, and 10.

- 3. SEB Case No. 2015-008 Sumter County – (City of De Soto) No Election Held**
After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s Office.
- 4. SEB Case No. 2015-069 City of Sparta (Hancock County- Polling Places)**
After presentation and discussion of the investigative findings, the Board voted to dismiss the case.
- 5. SEB Case No. 2016-026 Hancock County – (Polling Place)**
After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s Office.
- 6. SEB Case No. 2015-079 City of Johns Creek – (Fulton Co. Dawood Candidacy)**
After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s Office.
- 7. SEB Case No. 2015-094 City of Hazlehurst (Jeff Davis Co.) 21-5-570**
After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s Office.
- 8. SEB Case No. 2015-101 City of Warwick (Worth Co.) Districting Issues, Registration, Campaign Activity**
After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s Office.
- 9. SEB Case No. 2016-016 Decatur County – (Ballot Formatting)**
After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s Office.
- 10. SEB Case No. 2016-018 Douglas County – (Voter Identification)**
After presentation and discussion of the investigative findings, the Board voted to dismiss complaint 1, issue a Letter of Instruction to the respondents with regard to complaint 2, and to bind the case over to the Attorney General’s Office with regard to complaint 3.
- 11. SEB Case No. 2016-025 Clarke County – (Provisional Ballots)**
After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s Office with regard to complaints 1, 3, and 4 and to dismiss complaint 2.
- 12. SEB Case No. 2016-027 Upson County – (Poll Open/Close)**
After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General’s Office.
- 13. SEB Case No. 2016-029 Fulton County – (Misc. Complaints)**
After presentation and discussion of the investigative findings, the Board voted to dismiss complaints 1, 2, 5, 7, and 8 and to bind the case over to the Attorney General’s Office

with regard to complaints 3, 4, and 6.

14. SEB Case No. 2016-030 Fulton County - (Precinct Changes)

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office with regard to complaints 2, 6, 8, 13, and 17 and to dismiss complaints 1, 3, 4, 5, 7, 9, 10, 11, 12, 14, 15 and 16.

15. SEB Case No. 2016-041 Fulton County – (Poll Location)

After presentation and discussion of the investigative findings, the Board voted to dismiss complaints 1, 2, and 4 and issue a Letter of Instruction to the respondents with regard to complaint 3.

16. SEB Case No. 2016-034 Murray County – (Qualifying)

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

17. SEB Case No. 2016-040 Murray County – (Ballot Format)

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

18. SEB Case No. 2016-043 Oconee County – (Provisional Ballot)

After presentation and discussion of the investigative findings, the Board voted to issue a Letter of Instruction for the violation of O.C.G.A. 21-2-226 and to dismiss the violation of O.C.G.A. 21-2-419 (c)(3).

19. SEB Case No. 2015-059 Thomas County – (Non-Citizen)

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

20. SEB Case No. 2015-060 Baldwin County – (Deceased Voter)

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

21. SEB Case No. 2016-019 Tattnall County – (PollWorker)

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

22. SEB Case No. 2016-028 Candler County – (Elections Officials)

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

23. SEB Case No. 2016-036 Houston County – (Voter Registration)

After presentation and discussion of the investigative findings, the Board voted to bind the case over to the Attorney General's Office.

**24. SEB Case No. 2015-089 City of Snellville – (Mishandling Provisional Ballots)
(Cont'd)**

No action was taken. The case was granted a continuance.

Executive Session

At 12:11p.m., the Board voted to move into executive session to discuss matters subject to attorney-client privilege. As authorized by O.C.G.A. §§ 50-14-2(1), 50-14-3(b)(4), and 50-18-72(a)(41), this portion of the Board meeting was closed in order for the Board to “consult and meet with legal counsel on matters pertaining to pending or potential litigation . . . brought to or to be brought by or against the [Board].” No votes were made during executive session.

At 1:12 p.m., the Board came out of executive session.

Attorney General Report

As recommended in the report, the Board voted to accept the proposed consent orders and dismissals in the following cases: SEB Case No. 2014-111, SEB Case No. 2015-092, and SEB Case No. 2016-052.

Adjournment

The Board voted to adjourn the meeting at approximately 3:02 p.m.